

### Remarks


Allowance of all claims is respectfully requested. Claims 1, 3-9, 12, 14-20, 23-25, 27-33 & 36-39 remain pending.

As noted above, Applicants respectfully request entry of the Terminal Disclaimer submitted herewith and withdrawal of the provisional rejection to claims 1, 3-9, 12, 14-20, 23-25, 27-33 & 36-39 under the judicially created doctrine of obviousness-type double patenting over claims 1-58 of commonly assigned, co-pending U.S. Application No. 09/919,753.

In the view of the submission of the Terminal Disclaimer, withdrawal of the provisional, obviousness-type double patenting rejection, and allowance of all claims are respectfully requested.

If a telephone conference would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided.

Respectfully submitted,

  
\_\_\_\_\_  
Kevin P. Radigan  
Attorney for Applicants  
Registration No.: 31,789

Dated: May 31, 2005.

HESLIN ROTHENBERG FARLEY & MESITI P.C.  
5 Columbia Circle  
Albany, New York 12203-5160  
Telephone: (518) 452-5600  
Facsimile: (518) 452-5579